

REMARKS

Claims 1-18 are currently pending in the patent application. The Examiner has rejected the Claims 5 and 8 under 35 USC 112 as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. The Examiner has rejected Claims 1-2, and 6-18 under 35 USC 102(e) as anticipated by Boyle, et al. Claims 3-5 have been rejected under 35 USC § 103(a) as being obviated by Boyle, et al. Claims 3-5 have been canceled by the present amendment, and independent Claim 1 has been amended. For the reasons set forth below, Applicant respectfully asserts that all of the pending claims, as amended, are definite and patentable over the cited prior art.

With respect to the indefiniteness rejection of Claim 5, Applicant has canceled the claim. With respect to the indefiniteness rejection of Claim 8, Applicant respectfully asserts that antecedent basis for the term "the TCP/IP" is found in Claim 7 from which Claim 8 depends.

The present application teaches and claims an apparatus and method for serving data employs a web server and a communications interface operable to enable the web server

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to send and receive messages on a wireless digital packet network, to act as a wireless web server. A method of serving data involves receiving a data request message from a wireless digital packet network, requesting data from a wireless web server in response to the data request message and transmitting on the wireless digital packet network a response message including data produced by the wireless web server in response to the data request message. A method of requesting data from a server involves transmitting a message on a wireless digital packet network for use by a wireless web server operable to receive messages from the wireless digital packet network. Transmitting the message may involve producing a wireless digital packet network message containing a Transmission and Control Protocol/Internet Protocol (TCP/IP) message. The method may further involve receiving, from the wireless digital packet network, a message produced by the wireless web server. Applicant has amended the language of independent Claim 1 to expressly recite that the wireless web server comprises the web server component and the communication interface for conveying internet messages to and from the web server component using a wireless digital packet network. Applicant respectfully asserts that the Boyle patent does

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not teach or suggest a wireless server; but, rather, teaches a link station for directly connecting to the server and for wirelessly communicating with the gateway and/or handheld devices to communicate server information thereto.

The Boyle patent is directed to methods for pushing and pulling data in a computer network. Data are pushed from a source to a destination via an intermediate computer system. With reference to Fig. 1, the intermediate computer system, link station 124, relays a user request to a server 130.1 and then transmits the server response to the user, directly to handheld device 120.2 or through a gateway 126 of a wireless network 125 to handheld device 120.1. The link station provides a browser proxy function and a messenger function for handling the communications (i.e., requests and responses). The Boyle patent does not teach or suggest that the server can communicate wirelessly, or that the server has a communication interface for conveying internet messages to and from the server using a wireless digital packet network. Rather, Boyle requires the link station to receive the server responses, convert them as necessary, and transmit them to the user destinations.

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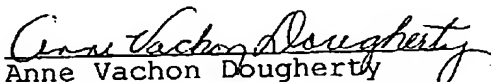
For a patent to anticipate another invention under 35 USC § 102, the patent must clearly teach each and every claimed feature of the anticipated invention. Since the Boyle patent clearly does not teach the wireless web server means or method steps as claimed, it cannot be maintained that the Boyle patent anticipates each and every claim feature.

In light of the fact that the Boyle patent does not show each and every feature of the claimed invention, Applicant respectfully requests that the rejection based on 35 USC § 102 be withdrawn. Further, it is respectfully requested that the remaining 112 rejection be reconsidered and withdrawn, that the amendments made to the claims be entered, and the Claims 102, and 6-18 be passed to issuance.

Respectfully submitted,

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